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Heidi Wright

Printed name of person mailing correspondence

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Frederick M. Ausubel et al.	Art Unit:	1645
Serial No.:	09/975,719	Examiner:	Mark Navarro
Filed:	October 10, 2001	Customer No.:	21559
Title:	VIRULENCE-ASSOCIATED NUCLEIC ACID SEQUENCES AND USES THEREOF		

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND  
INTERFERENCES UNDER 37 C.F.R. § 1.191

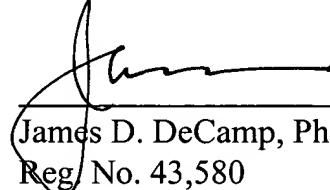
Applicant respectfully appeals to the Board of Patent Appeals and Interferences from the decision dated June 24, 2004, in which the Office finally rejected claims 48, 49, and 53 of the above-captioned patent application.

Enclosed pursuant to 37 C.F.R. § 1.136 is a Petition to extend the period for replying to the final rejection for 3 months, to and including December 27, 2004 as December 24<sup>th</sup> was a federal holiday and December 25<sup>th</sup> and 26<sup>th</sup> fell respectively on a Saturday and Sunday.

Also enclosed is a check in the amount of \$250.00 for the fee required by 37 C.F.R. § 1.17(b) for this Notice of Appeal. If there are any additional charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 27 December 2004

  
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